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2005 APR 26 PM 2: 32

JOHN D. CERETTO, CLERK
U.S. BANKRUPTCY COURT
CENTRAL DISTRICT OF CALIFORNIA

BY CRC/UB DEPUTY

FILED

MAY - 2 2005

CLERK, U.S. BANKRUPTCY COURT
CENTRAL DISTRICT OF CALIFORNIA
BY Deputy Clerk

UNITED STATES BANKRUPTCY COURT

ENTERED

MAY - 3 2005

CENTRAL DISTRICT OF CALIFORNIA, LOS ANGELES DIVISION

In re:

STEVEN & SUSAN OSCHEROWITZ

Debtors.

) CASE NO. LA-04-22926 BB

) Chapter 7

) Adversary Case No. AD05-01141-BB

) STIPULATION AND ORDER EXTENDING
) DEADLINE FOR DAVID SOLOMON TO
) RESPOND TO ADVERSARY COMPLAINT;
) ORDER THEREON

MICHAEL HOROWITZ; and ALONA
HOROWITZ, Trustees of the MICHAEL
AND ALONA HOROWITZ TRUST
created APRIL 20, 1998,

Plaintiffs,

v.

STEVEN OSCHEROWITZ and SUSAN
OSCHEROWITZ, DAVID SOLOMON;
WASHINGTON MUTUAL BANK; J&R
LENDING, INC.; SHALOM MOZES;
SHEVACH MOZES; DAVID L. RAY, as
Chapter 7 Trustee; LANDSAFE TITLE
COMPANY,

Defendants.

Status Conference:

DATE: May 3, 2005

TIME: 2:00 P.M.

PLACE: Courtroom 1475

Edward Roybal Federal Building
255 East Temple Street
Los Angeles, CA

1
2 Defendant David Solomon and Plaintiffs Michael Horowitz and Alona Horowitz,
3 Trustees of the Michael and Alona Horowitz Trust, created April 20, 1998 ("Plaintiffs") agree to
4 extend the deadline for Solomon to respond to the Instant Adversary Complaint for the reason set
5 forth below:

6 **RECITALS**

7 1. On February 10, 2005, this adversary proceeding was commenced by filing
8 of a *Complaint to (1) Determine Dischargeability of Debt; (2) Deny Discharge of Debtors; (3)*
9 *Fraud; and (4) Quiet Title/Declaratory Relief.*

10 2. On March 15, 2005, Plaintiffs filed a First Amended Complaint

11 3. April 15, 2005 is presently the deadline for Defendants to respond to the
12 First Amended Complaint.

13 4. The parties request that David Solomon be allowed through and until May
14 2, 2005 to respond to the First Amended Complaint so that he can retain counsel.

15
16 **AGREEMENT**

17 NOW THEREFORE, based upon the foregoing, the parties hereby stipulate as follows: The
18 response date is continued to May 2, 2005.

19
20 DATED: April 29, 2005

FREDMAN LIEBERMAN, LLP

21
22
23 By: 

24 Marc A. Lieberman
25 Attorney for Plaintiffs Michael Horowitz
26 and Alona Horowitz, Trustees of the
27 Michael and Alona Horowitz Trust,
28 created April 20, 1998

1 DATED: April 20, 2005

2
3 By: 

4 David Solomon
5 Defendant in Pro Per

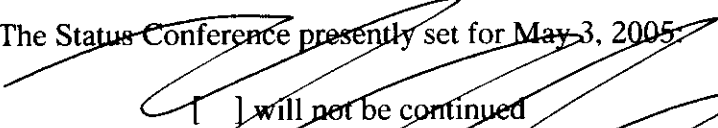

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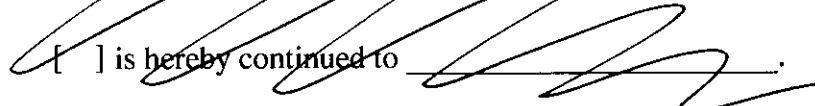
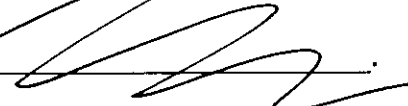
7
8 **ORDER**

9 IT IS SO ORDERED.

10 May 2, 2005 shall be the last date for Solomon to file timely a response to the First Amended
11 Complaint.

12 The Status Conference presently set for May 3, 2005:

13  [] will not be continued 

14  [] is hereby continued to 

15
16 5/2/05

17 
18 UNITED STATES BANKRUPTCY JUDGE

PROOF OF SERVICE

I am employed in the law office of Fredman | Lieberman LLP in the County of Los Angeles, State of California and am over the age of 18 and not a party to the within action; my business address is 1875 Century Park East, Suite 2200, Los Angeles, California 90067-2523.

On **April 25, 2005**, I served the foregoing document described as **STIPULATION AND ORDER EXTENDING DEADLINE FOR DAVID SOLOMON TO RESPOND TO ADVERSARY COMPLAINT; ORDER THEREON** on the interested parties in this action by placing a true copy thereof enclosed in sealed envelopes addressed as follows:

SEE ATTACHED SERVICE LIST

[X] BY U.S. MAIL:

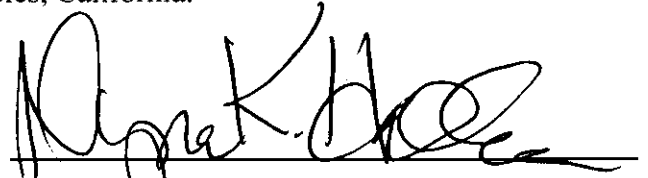
☐ I deposited such envelope in the mail at Los Angeles, California. The envelope(s) was mailed with postage thereon fully prepaid.

☒ I am "readily familiar" with the firm's practice of collecting and processing correspondence for mailing. Under that practice it would be deposited with the U.S. Postal service on that same day with postage thereon fully prepared at Los Angeles, California in the ordinary course of business. I am aware that any motion of the party served, service is presumed invalid if postal cancellation date or postage meter date is more than one day after date of deposit for mailing in affidavit.

☒ (State) I declare under penalty of perjury under the laws of the State of California that the above is true and correct.

☒ (Federal) I declare under penalty of perjury under the laws of the United States of America that the foregoing is true and correct.

Executed on **April 25, 2005** at Los Angeles, California.


Nyna K. Hale

NOTE TO USERS OF THIS FORM:

*Physically attach this form as the last page of the proposed Order or Judgment.
Do **not** file this form as a separate document.*

In re STEVEN & SUSAN OSCHEROWITZ Debtor: HOROWITZ v. OSCHEROWITZ, et al.	CHAPTER <u>7</u> CASE NUMBER: LA-04-22926 BB Adv. No. AD05-01141
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**NOTICE OF ENTRY OF JUDGMENT OR ORDER
AND CERTIFICATE OF MAILING**

TO ALL PARTIES IN INTEREST ON THE ATTACHED SERVICE LIST:

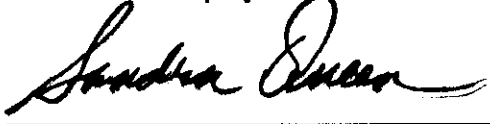
1. You are hereby notified, pursuant to Local Bankruptcy Rule 9021-1(a)(1)(E), that a judgment or order entitled
(specify):
STIPULATION AND ORDER EXTENDING DEADLINE FOR DAVID SOLOMON TO RESPOND TO
ADVERSARY COMPLAINT

was entered on (specify date): **MAY 3 2005**

2. I hereby certify that I mailed a copy of this notice and a true copy of the order or judgment to the persons and
entities on the attached service list on (specify date): **MAY 3 2005**

Dated: **MAY 3 2005**

JON D. CERETTO
Clerk of the Bankruptcy Court

By: 

Deputy Clerk

SERVICE LIST

Office of the United States Trustee
Ernst & Young Plaza
725 South Figueroa, 26th Floor
Los Angeles, CA 90017

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Los Angeles, CA 90025-1166

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Los Angeles, CA 90036-2804

Theresa M. Marchlewski *Defendant*
Washington Mutual Bank
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Chatsworth, CA 91311

Justin Aldi *Defendant*
J&R Lending Inc.
2210 W. Olive Ave., 3rd Floor
Burbank, CA 91506

Shalom Mozes *Defendant*
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Los Angeles, CA 90036

Shevach Mozes *Defendant*
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Landsafe Title Company*

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